

1 JASON M. FRIERSON
2 United States Attorney
3 District of Nevada
4 Nevada Bar Number 7709

5 SUMMER A. JOHNSON
6 Assistant United States Attorney
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8 Las Vegas, Nevada 89101
9 (702) 388-6336
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11 *Attorneys for the United States*

12
13 **UNITED STATES DISTRICT COURT**
14 **DISTRICT OF NEVADA**

15 UNITED STATES OF AMERICA,

16 Plaintiff,

17 v.

18 KEVIN WRIGHT,

19 Defendant.

20 Case No.: 2:08-CR-178-PMP-CWH

21 **STIPULATION FOR INSTALLMENT**
22 **PAYMENT ORDER**

23 The United States of America, by its attorney, JASON M. FRIERSON, United
24 States Attorney for the District of Nevada, and Summer A. Johnson, Assistant United
25 States Attorney, and Defendant Kevin Wright, hereby agree and stipulate and request this
26 court to enter an order directing the Defendant to make installment payments to the
United States pursuant to 28 U.S.C. § 3204, and in support state as follows:

27 1. An Amended Judgment in the captioned matter was entered in favor of the
28 United States and against Defendant Kevin Wright (“Wright”) on June 25, 2013. ECF
No. 220. Restituton in the amount of \$251,505.00 was ordered. *Id.* at 5. Interest was not
waived by this Court in its Judgment dated June 25, 2013. *See generally* ECF No. 220 at
page 5.

1 2. As of March 8, 2023, the Defendant has made \$6,376.97 in payments to
2 reduce his restitution debt, leaving an outstanding balance of \$263,137.31, including all
3 applicable interest.

4 3. The amount owing is a debt to the United States as defined in the Federal
5 Debt Collection Procedures Act of 1990 (“FDCPA”), 28 U.S.C. § 3301-3308. *See* 28
6 U.S.C. § 3002(3)(B).

7 4. As a result, Defendant has agreed to make payments directly to the Clerk of
8 the Court in the amount of \$350 per month.

9 5. Said payment shall begin on April 1, 2023 and thereafter continuing on the
10 1st day of each month until the debt is paid in full or twenty years from the date of release
11 from incarceration, whichever occurs first.

12 6. The monthly payments are based on Defendant’s present ability to pay and
13 the amount is subject to change in the future should the Defendant’s ability to pay change
14 materially in the future. Consistent therewith, Defendant agrees to provide the United
15 States Attorney’s Office with Financial Disclosure Statement that summarizes and details:
16 (1) Defendant’s gross income, (2) Defendant’s expenses, (3) Defendant’s gross wages, (4)
17 Defendant’s disposable earnings after taxes and other deductions required by law, and (5)
18 Defendant’s personal and business assets and liabilities. Defendant further agrees to
19 provide the supporting documentation as requested in the Financial Disclosure Statement.
20 The United States agrees to request the submission of the above described information no
21 earlier than four years from the date of the entry of this Stipulation. The Financial
22 Disclosure Statement is necessary to verify that the Defendant is paying an appropriate
23 amount toward the outstanding restitution balance.

24 7. Nothing in this agreement prevents the United States from requesting a
25 modification of the Court’s order should undisclosed assets be located.

26 8. In the event the Defendant fails to make the payments required under
27 Paragraph 4, in full, for more than 90 days, the account will be in default. Upon default,
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1 the United States may declare this agreement null and void. All payments made by the
2 Defendant prior to default will be applied toward the judgment balance. The United States
3 will be entitled to recover the unpaid balance from the Defendant plus costs and interest
4 from the time the payment becomes due and payable.

5 9. Based on the foregoing and for good cause, the parties respectfully request
6 that the Court approve the following stipulation, and enter an order in conformity
7 therewith. A draft order is submitted herewith for the Court's consideration.

8 Respectfully submitted this 8th day of March 2023.

9
10 JASON M. FRIERSON
United States Attorney

Kevin Wright

11
12 /s/ Summer A. Johnson
13 SUMMER A. JOHNSON
Assistant United States Attorney
14 Attorneys for the UNITED STATES

See attached signature page.

Kevin Wright
Defendant

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2 Defendant prior to default will be applied toward the judgment balance. The United States
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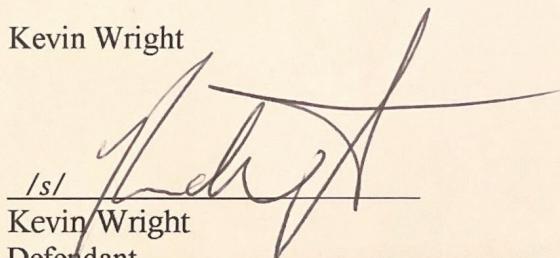
8 Respectfully submitted this 27th day of February 2023.

9
10 JASON M. FRIERSON
11 United States Attorney

12 /s/ Summer A. Johnson
13 SUMMER A. JOHNSON
14 Assistant United States Attorney
Attorneys for the UNITED STATES

Kevin Wright

/s/
Kevin Wright
Defendant



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14 **UNITED STATES DISTRICT COURT**
15 **DISTRICT OF NEVADA**

16
17 UNITED STATES OF AMERICA,
18 Plaintiff,
19 v.
20 KEVIN WRIGHT,
21 Defendant.

22 Case No.: 2:08-CR-178

23
24 **ORDER ON STIPULATION FOR**
25 **INSTALLMENT PAYMENT ORDER**

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28 This matter is before the Court for consideration of the Stipulation for Installment
Payment Order executed between United States of America, by its attorney, JASON M.
FRIERSON, United States Attorney for the District of Nevada, and Summer A. Johnson,
Assistant United States Attorney, and Defendant Kevin Wright, for an order directing the
Defendant to make installment payments to the United States pursuant to 28 U.S.C. §
3204.

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30 Having considered reviewed the stipulation of the parties, and good cause appearing
there for, the Court finds and orders as follows:

31
32 1. An Amended Judgment in the captioned matter was entered in favor of the
33 United States and against Defendant Kevin Wright (“Wright”) on June 25, 2013. ECF No.
34 220. Restitution in the amount of \$251,505.00 was ordered. *Id.* at 5. Interest was not
35

1 waived by this Court in its Judgment dated June 25, 2013. *See generally* ECF No. 220 at
 2 page 5.

3 2. As of March 8, 2023, the Defendant has made \$6,376.97 in payments to
 4 reduce his restitution debt, leaving an outstanding balance of \$263,137.31, including all
 5 applicable interest.

6 3. As a result, Defendant has agreed to, and shall make payments directly to the
 7 Clerk of the Court in the amount of \$350 per month.

8 4. Said payment shall begin on April 1, 2023, and thereafter continuing on the
 9 1st day of each month until the debt is paid in full or twenty years from the date of release
 10 from incarceration, whichever occurs first.

11 5. The monthly payments are based on Defendant's present ability to pay and
 12 the amount is subject to change in the future should the Defendant's ability to pay change
 13 materially in the future. Consistent therewith, Defendant shall provide the United States
 14 Attorney's Office with a Financial Disclosure Statement that summarizes and details: (1)
 15 Defendant's gross income, (2) Defendant's expenses, (3) Defendant's gross wages, (4)
 16 Defendant's disposable earnings after taxes and other deductions required by law, and (5)
 17 Defendant's personal and business assets and liabilities. Defendant shall also provide the
 18 supporting documentation as requested in the Financial Disclosure Statement. The United
 19 States agrees to request the submission of the above-described information no earlier than
 20 four years from the date of the entry of this Stipulation. The Financial Disclosure
 21 Statement is necessary to verify that the Defendant is paying an appropriate amount
 22 toward the outstanding restitution balance.

23 6. Nothing in this agreement shall prevent the United States from requesting a
 24 modification of this Court's order should undisclosed assets be located.

25 7. In the event the Defendant fails to make the payments required under
 26 Paragraph 5, in full, for more than 90 days, the account will be in default. Upon default,
 27 the United States may declare this agreement null and void. All payments made by the
 28 Defendant prior to default shall be applied toward the judgment balance. The United States

1 will be entitled to recover the unpaid balance from the Defendant plus costs and interest
2 from the time the payment becomes due and payable.

3 8. All checks or money orders are to be made payable as follows:

4 Clerk of the Court, U.S. District Court

5 *and mailed to:*

6 Clerk of the Court, U.S. District Court
7 333 Las Vegas Boulevard South, Suite 1334
8 Las Vegas, NV 89101

9 and bearing Judgment Debtor's name and case number:

10 "KEVIN WRIGHT / 2:08-CR-178"

11 **IT IS SO ORDERED.**

12 Dated: May 10, 2023



13 UNITED STATES DISTRICT JUDGE

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